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## Docket No. AMENDMENT TRANSMITTAL LETTER 04703/100F214-US2 Filing Date Application No. Examiner Art Unit 10/644,142 August 20, 2003 Y. Kim 1637 Applicant(s): Mitsunori Iwamoto, et al. NOVEL PROTEIN, ITS GENE. REAGENTS FOR INDUCING APOPTOSIS AND Invention: ANTICANCER AGENTS TO THE COMMISSIONER FOR PATENTS Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below. **CLAIMS AS AMENDED** Claims Highest Remaining Number Number **Previously** After Extra Claims Amendment Present Paid Rate **Total Claims** 3 20 0.00 Х Independent 2 3 0.00 Х Claims Multiple Dependent Claims (check if applicable) Other fee (please specify): TOTAL ADDITIONAL FEE FOR THIS AMENDMENT: 0.00 Large Entity x | Small Entity x No additional fee is required for this amendment. Please charge Deposit Account No. in the amount of \$ A duplicate copy of this sheet is enclosed. A check in the amount of \$ to cover the filing fee is enclosed. Payment by credit card. Form PTO-2038 is attached. X The Director is hereby authorized to charge and credit Deposit Account No. as described below. A duplicate copy of this sheet is enclosed. x Credit any overpayment. x Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17. mus S. Word Samuel S. Woodley, Ph.D. Attorney Reg. No.: 43,287 DARBY & DARBY P.C. P.O. Box 5257 New York, New York 10150-5257

Attorney Docket No.: 04703/100F214-US2

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Second Preliminary Amendment Under 37 C.F.R. Section 1.115 (4 pages)

Amendment Transmittal Letter (1 page)

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(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: 1637

Examiner: Young J. Kim

In re Patent Application of: Mitsunori Iwamoto, et al.

Application No.: 10/644,142

Filed: August 2**0**, 2003

For: NOVEL PROTEIN, ITS GENE, REAGENTS

FOR INDUCING APOPTOSIS AND

ANTICANCER AGENTS

## SECOND PRELIMINARY AMENDMENT UNDER 37 C.F.R. § 1.115

MS Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with Rule 115 of the Rules of Practice, please enter the following amendments and consider the accompanying remarks before examining this application on its merits. It is believed that no fee is due for this amendment. However, should the U.S. Patent and Trademark Office determine that a fee is due or that a refund is owed for this divisional application, the Commissioner is hereby authorized and requested to charge any required fee(s) and/or credit any refund(s) owed to our Deposit Account No. 04-0100.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks begin on page 4 of this document.